DEFICIAL

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

550 West C Street Suite 1200 San Diego CA 92101 Tel 619-235-8550 Fax 619-235-0176 www.kmob.com

FACSIMILE TRANSMITTAL SHEET

CONFIRMATION COPY WILL FOLLOW VIA:

MAIL	\mathbf{x}	WILL NOT FOLLOW
INTERNATIONAL AIRMAIL	Ö	HAND DELIVERY
COURIER		WITH ENCLOSURES
E-MAIL		VITHOUT ENCLOSURES

Confidentiality Notice:

The documents accompanying this facsimile transmission contain confidential information which may be legally privileged. The information is intended only for the use of the recipient named below. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original documents to us; and any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited.

To:

Examiner Peter A. Szekely

FTRM:

USPTO

FACSIMILE NO.:

703-872-9310

OUR REF.:

BURRI.019A

YOUR REF.:

10/010,281

FROM:

Joseph J. Mallon, Reg. No. 39,287

OPERATOR:

Susan Olson

No. Of Pages: 11

(incl. cover sheet)

DATE:

September 16, 2003

IF YOU DID NOT RECEIVE ALL OF THE PAGES PLEASE CALL BACK IMMEDIATELY

OPERATOR PHONE No.: (619) 235-8550

FACSIMILE No.: (619) 235-0176

MESSAGE: Please acknowledge receipt by return facsimile. Thank you.

Orange County 949-760-0404

San Francisco 415-954-4114 Los Angeles 310-551-3450 Riverside 909-781-9231

San Luis Obispo 805-547-5580 Docket No.: BURRI.019A

Customer No.: 20,995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant

Michael V. Burris et al.

App. No.

10/010,281

Filed

: December 5, 2001

For

METHOD FOR PREPARING

ASPHALT/POLYMER EMULSION-RUBBER PAVING COMPOSITION

Examiner

Peter A. Szekely

Art Unit

1714

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to Examiner Peter Szekely, Fax No. 703-872-9310 of the USPTO on the date shown below:

September 16, 2003

(Date)

Joseph J. Mallon, Reg. No. 39,287

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment in 9 pages.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.

The fee has been calculated as shown below:

FEE CALCULATION											
FEE TYPE						FEE CODE	CALCULATION				TOTAL
Total Claims	14	_	20	=	0	2202 (\$9)	0	х	9	=	\$0
Independent Claims	1		3	==	0	2201 (\$42)	0	х	42		\$0
Multiple Claim						2203 (\$140)					50
1 Month Extension						2251 (\$55)					\$0
	-						TOTAL FEE DUE			S0	

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Josep'ı J. Mallon

Regis ration No. 39,287

Attorney of Record

Customer No. 20,995

(619) 235-8550

S:\DOCS\IOM\IOM-5219.DOC:091603